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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

the Application of: **YASUOKA, Nami, et al.**

Serial No.: **10/624,553**

Group Art Unit: **2826**

Filed: **July 23, 2003**

Examiner: **SEFER, Ahmed N.**

P.T.O. Confirmation No.: 7509

For: **SEMICONDUCTOR PHOTODETECTING DEVICE AND
METHOD FOR FABRICATING THE SAME**

RESPONSE TO THE RESTRICTION REQUIREMENT
DATED JUNE 3, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: June 14, 2004

Sir:

This paper is submitted in response to the Official Action dated **June 3, 2004**.

In the Action, restriction is required between Group (I), Claims 1-11, drawn to device; and Group (II), Claims 12-21, drawn to method.

Applicants hereby elect the subject matter of Group (I), Claims 1-11 for prosecution in this application. This election is made without traverse, it being understood that the applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 USC 120 and 35 USC 121 are retained.

In the event that this paper is not timely filed, applicants hereby petition for an appropriate extension of time. The fee for any such extension may be charged to our Deposit Account No. 01-2340.

In the event any additional fees are required in connection with this response, please charge our Deposit Account No. 01-2340.

Respectfully submitted,

ARMSTRONG, KRATZ, QUINTOS,
HANSON & BROOKS, LLP



William G. Kratz, Jr.
Attorney for Applicant
Reg. No. 22,631

WGK/nrp
Atty. Docket No. **030894**
Suite 1000
1725 K Street, N.W.
Washington, D.C. 20006
(202) 659-2930



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PATENT TRADEMARK OFFICE